

**WARREN COUNTY BOARD OF SUPERVISORS
REGULAR MEETING
FRIDAY, SEPTEMBER 15, 2006**

The Board of Supervisors of the County of Warren convened at the Supervisors' Room in the Warren County Municipal Center, Lake George, New York, at 10:00 a.m.

Mr. William Thomas presiding.

Salute to the flag was led by Supervisor Caimano.

Roll called, the following members present:

Supervisors Monroe, Girard, Sheehan, Mason, O'Connor, Kenny, Belden, Bentley, W. Thomas, Tessier, Merlino, Stec, Caimano, Champagne, Barody, VanNess, F. Thomas, Haskell, and Geraghty -19.

Absent: Supervisor Gabriels -1.

Motion was made by Mr. Bentley, seconded by Mr. Geraghty and carried unanimously, to approve the minutes of the August 18, 2006 Board Meeting, subject to correction by the Clerk.

Chairman Thomas declared the Public Hearing on the proposed Local Law No. 8 of 2006, Amending Local Law No. 7 of 2006 entitled "A Local Law Establishing Residency and Employment Restrictions for Sex Offenders Who Have Committed Criminal Offenses Against Minors", open at 10:01 a.m. and requested the Clerk read the Notice of Public Hearing.

Clerk read Notice of Public Hearing.

Chairman Thomas recognized Mr. Stec, Supervisor from the Town of Queensbury. Mr. Stec apprised the concerns with the previous Local Law had been addressed and he was satisfied with the Local Law that was being proposed today.

There being no one further wishing to speak on proposed Local Law No. 8 of 2006, Chairman Thomas declared the public hearing closed at 10:03 a.m.

Privilege of the floor was extended to Frank Thomas, Chairman of the Extension Services Committee, who presented Ann Kokosa of the Cornell Cooperative Extension of Warren County with a proclamation, designating the week of October 2 - 6 as Cornell Cooperative Extension Week and the month of October as National 4-H Month. Ms. Kokosa thanked the board members for their continued support of Cornell Cooperative Extension and in particular, the Extension Service Committee for their commitment, time, effort and support to the organization. The board members responded with applause.

Chairman Thomas acknowledged Roy Akins, the Mayor of the City of Glens Falls, was present and welcomed him to the meeting.

Chairman Thomas extended privilege of the floor to the representatives of National Grid that were present to address the board members relative to the frequency of power outages in Warren County.

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Michael Hynes, Vice President Business Services, distributed a packet to the board members entitled "Northeast Regional Meeting with the Warren County Board of Supervisors September 15, 2006", a copy of which is on file with the minutes. Mr. Hynes introduced Debra Graff, Consumer Relations Representative, John Murphy, Key Account Manager and Brian McMaster, Superintendent Transmission and Distribution Operations. Mr. Hynes reviewed the packet in detail and focused on the reliability and challenges that National Grid had encountered and what they were doing to improve their reliability. He said some of the major reasons for interruptions in power were the weather, trees, tree related problems and the deterioration of equipment.

Mr. Murphy reviewed a graph of the communication pathways that occur behind a major storm. Mr. Monroe expressed his concern that he no longer received a phone call after an outage to update him on what was going on. Mr. Hynes agreed that the Supervisors of each town should be contacted during an outage. He further stated that National Grid had recently implemented a plan for major events consisting of a call to each elected official to notify them of a meeting to update them on the nature of what the problem was, what they were doing about it, and how long restoration time would take. He added that they had used this plan when the Mohawk River flooded on June 28, 2006 and it worked very well and they received positive feedback on it.

The representatives from National Grid responded to several questions from the Supervisors and noted that page 5 in the packet listed each of their phone numbers and encouraged the Supervisors to use those numbers during a power outage.

Chairman Thomas thanked Mr. Hynes and his representatives for the informational presentation they had presented to the board members today.

Chairman Thomas updated the board members on the status of the acquisition of the Gaslight Village property. He stated there had been a number of meetings between the interested parties. He explained that the current proposal included a purchase price of \$4.1 million for the property; the Town of Lake George, the Village of Lake George, the County, environmental groups and the bank would share in the cost; the transaction would be a straight real estate transaction. He added that the Finance Committee members had agreed that the County's share would not exceed \$1.3 million, with a commitment from both the Village and Town of Lake George in the amount of \$650,000 apiece, and the remaining balance would be covered by the interested environmental groups and the bank. He noted that a \$100,000 down payment would be required and could be refunded pending the results of the SEQRA (State Environmental Quality Review Act) review. He concluded that the County was interested in purchasing the property for the preservation of Lake George.

Mr. Kenny expounded that the Laws of New York State required the County to state the purpose or intent for the use of the property and could include several purposes. He questioned if a Convention Center would be one of the purposes listed for the purchase of the property. Amy Bartlett, First Assistant County Attorney, apprised that Paul Dusek, County Attorney, was currently working on that issue. Mr. Kenny further stated he was supportive of

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preserving Lake George and the wetland mitigation, but he was adamantly opposed to a Convention Center in Lake George. Chairman Thomas clarified that a Convention Center was not the intent of the County, in regard to the purchase of the property, at this time.

Chairman called for reports by Committee chairmen on past activities.

In connection with the 2007 Budget, Supervisor Caimano stated there would be additional hearings with several departments that had submitted their proposed budgets and noted there were some problems with the requested budgets that needed to be addressed.

Supervisor Monroe reported that the Finance Committee had specified the use of the Tobacco Securitization funds in the amount of \$925,000 be applied to the debt reduction of the BAN (Bond Anticipation Note) for the Airport Hangar at the Floyd Bennett Memorial Airport.

Supervisor Gabriels entered the meeting at 10:55 a.m.

Supervisor Haskell referred to Resolution No. 613 of 2006, Accepting Proposal and Authorizing Agreement with Bovis Lend Lease LMB, Inc. for Construction Management Services for Health and Human Services Building and Municipal Center Addition/Renovation (WC 77-06). He reported that the County Facilities Committee had reviewed the applications and recommended Bovis be awarded the bid because they were the low bidders and met all the requirements.

Chairman called for reading of communications.

Clerk read communications, including the following:

Minutes from:

- Warren County Planning Board;
- Soil & Water Conservation;
- Office of Community Services for Warren & Washington Counties and its Mental Health Subcommittee.

Monthly Reports from:

- Weights & Measures;
- Probation;
- Warren County Veterinarian.

Quarterly Reports from:

- New York State Department of Civil Service, Empire Plan 2nd Quarter Experience Report.

Annual Reports from:

- Adirondack Park Local Government Review Board;

Warren County SPCA.

Connie Harris Farrington, letter of concern regarding the Warren County Convention and Sports Authority.

New York State Legislative Commission of Rural Resources, summer newsletter.

New York State Department of State, letters of denial regarding 2005-2006 Quality Communities Grant Program, the Warren/Washington Counties Sex Offender Collaboration; and the Warren/Washington Counties Emergency Training Center.

New York State Department of State, letter announcing the expansion of the Shared Municipal Services Incentive Award Program to \$25 million for the 2006-2007 applications.

New York State Association of Counties, letter announcing a plenary session at the 2006 NYSAC Fall Seminar which would focus on the application process for the expanded SMSI (Shared Municipal Services Incentive) award program.

New York State Department of State, awarding the \$320,000 Community Development Block Grant application, through the Governor's Office for Small Cities 2006 competitive funding round.

Town of Queensbury, September 19th and 26th, 2006 Planning Board agendas and September 20th and 27th, 2006 Zoning Board of Appeals agendas.

Town of Queensbury, copy of Resolution No. 405 of 2006 authorizing the County to retain sales tax revenues and offset property taxes.

Town of Thurman, Local Law No. 1 providing for the maximum exemption allowable for the Alternative Veteran's Exemption from Real Property Taxation.

City of Glens Falls, Local Law No. 2 providing for the maximum exemption allowable for the Alternative Veteran's Exemption from Real Property Taxation.

City of Glens Falls, letter of support for the 2006 Inter-municipal Feeder Canal Greenway Grant Application.

Washington County, copy of Resolution No. 304 of 2006 to adopt the Adirondack Community College Budget for 2006-2007.

New York State Assemblywoman Sayward, acknowledging receipt of Resolution Nos. 472, 473, 474, 475 and 476 adopted on July 14, 2006.

FitzGerald Morris Baker Firth P.C., letter regarding Notice of Public Hearing on

AngioDynamics, Inc. Expansion Project 2006.

New York State Office for the Aging, notification of grant award for the federal fiscal year 2006 Nutrition Services Incentive Program.

New York State Office for the Aging, notification of grant award and approved application for the HIICAP program (Health Insurance Information, Counseling and Assistance Program).

NYSAC, announcement of applications for Commercial Equipment Direct Assistance Program through the New York State Office of Homeland Security.

NYSAC, acknowledging receipt of Resolution Nos. 472, 473, 474, 475 and 476.

Six Flags, Inc., thanking Warren County for their support of the Lodge at the Great Escape.

Warren County Association of Snowmobile Clubs, thanking the Supervisors for their on-going support of the snowmobile trail system.

T.D. Banknorth Insurance, inviting Supervisors to the grand opening of their new offices in South Glens Falls on September 26th from 4 - 6 p.m.

Communications, resolutions and reports ordered placed on file.

Chairman Thomas announced that the 2007 I Love New York Summer Festival Designation for Lake George would be at 1 p.m. today at Blais Park in Lake George. He also announced the appointment of Fred Champagne as a member of the Adirondack Community College Presidential Search Advisory Committee. He reminded the Supervisors of the NYSAC (New York State Association of Counties) Conference which would be at the Fort William Henry on September 27 - 29, 2006. He noted that the Committee meeting schedule for September would be adjusted due to that Conference. He also reminded the Supervisors to RSVP for the Train Event in Thurman on October 3, 2006.

Mr. Kenny announced that the Adirondack Balloon Festival would begin on Thursday, September 21, 2006 at Crandall Park in the City of Glens Falls. He also announced that a rally would be held at the Murray Street Playground on Sunday, September 17, 2006 from 1 p.m. - 3 p.m. and the purpose of the rally was to raise funds to revitalize the playground. He invited all the Supervisors to attend.

Chairman Thomas requested an executive session to discuss the employment history of a particular person, as well as the employment history of a particular corporation.

Motion was made by Mr. Caimano, seconded by Mr. Champagne and carried unanimously that executive session be declared pursuant to Section 105 (f) of the Public Officers Law.

Executive session was declared from 11:07 a.m. to 11:53 a.m.

Committee reconvened. Chairman Thomas noted no action was necessary pursuant to the executive session.

Chairman called for reading of resolutions and discussion.

Mrs. Sady reported that a motion to bring Resolution Nos. 567 through 621 to the floor was necessary. Motion was made by Mr. Sheehan, seconded by Mr. Bentley, and carried unanimously, to bring Resolution Nos. 567 through 621 to the floor.

Motion was made by Mr. Caimano, seconded by Mr. Stec and carried unanimously to suspend the rules and bring a resolution to the floor.

Motion was made by Mr. Caimano, seconded by Gabriels and carried unanimously to authorize the preparation of a RFP (Request for Proposal) for tourism marketing services for Warren County for the year 2007. *(Please note: Subsequent to the meeting the County Attorney advised a resolution was not necessary for the preparation, only a resolution authorizing a contract with the company that meets the specifications of the bid will be needed.)*

Motion was made by Mr. Monroe, seconded by Mr. Barody and carried unanimously to suspend the rules and bring a resolution to the floor.

Motion was made by Mr. Monroe, seconded by Mr. Gabriels and carried unanimously to approve Resolution No. 546 (which was tabled at the August 18, 2006 Board of Supervisors meeting), Authorizing Amendment of Agreement with Clark Patterson Associates to Include Professional Services for the Design and Construction of Improvements to the Family Court and Adjoining Areas of the Warren County Municipal Center.

Chairman Thomas called for a vote on the resolutions.

Resolution Nos. 546 and 567 through 621 were approved. Certificate of Appointment, naming a member to the Warren County Youth Bureau, was submitted.

Mr. Barody announced his resignation from the Board of Supervisors, effective September 18, 2006, a copy of his resignation is on file with the Clerk of the Board. He stated that in order to give the people of the Town of Queensbury a chance to vote on his replacement, he needed to step down by September 19, 2006, which was why he was resigning today. He thanked each member of the board for the opportunity to have served on behalf of the people of Queensbury and wished the board members nothing but success in the future. The board members responded with applause.

Several Supervisors offered their thanks and appreciation to Mr. Barody for his contribution to the board and to the Town of Queensbury.

Mr. Haskell expressed his appreciation to Larry Cleveland, Sheriff, who attended the

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funeral for a slain State Trooper and thanked him for representing Warren County. He also congratulated William Lamy on his promotion to Superintendent of Public Works.

Chairman Thomas extended privilege of the floor to Mr. Lamy. Mr. Lamy thanked the board for the confidence they had demonstrated in him by selecting him to assume the position of Superintendent of Public Works. He introduced his wife Linda Lamy and thanked her for her support.

Mr. Lamy also introduced Brian Humphrey, whom he selected as his Deputy Superintendent of Public Works. The board members responded with applause. Mr. Lamy also thanked William Remington for all the support he had given him over the past ten years.

Mr. Monroe announced that the Town of Chester and the Town of Arietta had received a Quality Communities Grant through the Adirondack Association of Towns and Villages to look at communities needs and economic development throughout the Adirondacks. He asked for the Supervisors support of that project. Chairman Thomas questioned if a letter of support was needed to which Mr. Monroe replied it was not because a resolution of support had been passed some time ago.

Mr. Monroe also stated that the Adirondack Park Local Government Review Board would be holding a meeting on September 27, 2006 which would include a tour of the Wind Power Project, as well as the Tug Hill Plateau.

Mr. Gabriels explained that his absence in the beginning of the meeting was due to the closing on the purchase of the Norowal Marina.

Chairman Thomas extended privilege of the floor to Kathleen Sonnabend, resident of the Town of Queensbury. Ms. Sonnabend expressed her concern with the timing of Mr. Barody's resignation. She further stated that due to the late date there would not be a primary. She said that it did not give a Democrat, an Independent or a Conservative candidate enough time to campaign and she felt the timing of the announcement was a disservice to the voting public.

There being no further business, on motion by Mr. Haskell and seconded by Mr. F. Thomas, Chairman Thomas adjourned the meeting at 12:20 p.m.